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Official Public Records

Tarrant County Texas

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Suzanne Henderson

PGS 5 \$32.00

Submitter: SIMPLIFILE

**NOTICE OF CONFIDENTIALITY RIGHTS: IF YOU ARE A NATURAL PERSON, YOU MAY REMOVE OR STRIKE ANY OR ALL OF THE FOLLOWING INFORMATION FROM THIS INSTRUMENT BEFORE IT IS FILED FOR RECORD IN THE PUBLIC RECORDS: YOUR SOCIAL SECURITY NUMBER OR YOUR DRIVER'S LICENSE NUMBER.**

### AMENDMENT TO OIL AND GAS LEASE

**STATE OF TEXAS**

**COUNTY OF TARRANT**

Reference is made to the Oil and Gas Lease dated April 27, 2007, recorded at D207223078 in the Official Public Records of Tarrant County, Texas, from CWS O'Connor-Stonegate, L.P., et al (hereafter collectively referred to as "Lessor"), and Vargas Energy, Ltd. (hereafter referred to as "Vargas"), (hereafter referred to as the "Lease").

Whereas, by Assignment dated August 1, 2007, recorded at D208015102 Official Public Records of Tarrant County, Texas, the Lease was assigned by Vargas to XTO Energy Inc. (hereafter referred to as "Lessee");

Whereas, Lessor and Lessee desire to amend the Lease by deleting the Lands covered by the Lease and replacing it with the following:

All of Block 6, Stonegate Addition to the City of Fort Worth, Tarrant County, Texas, according to the Plat, recorded in Volume 388-178, Page 75, Plat Records, Tarrant County, Texas, out of the S.C. Inman Survey, A-824, Tarrant County, Texas.

Lessor hereby adopts, ratifies and confirms the Lease, as herein amended and grants and leases hereby exclusively unto Lessee, the Land subject to and in accordance with the terms of the Lease as amended hereby.

LESSOR:

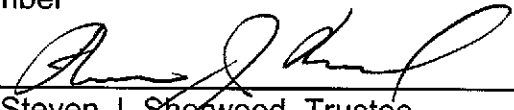
**CWS O'CONNOR – STONEGATE, L.P.**

a California limited partnership

By: CWS STONEGATE 02, L.P.,  
A California limited partnership  
Its: General Partner

By: CWSFG 02 – STONEGATE, LLC,  
a California limited liability company  
Its: General Partner

By: Steven J. Sherwood, as Trustee of The  
Steven Sherwood Trust, established  
September 8, 1994  
Its: Member

By:   
Steven J. Sherwood, Trustee


**CWS FELIZ – STONEGATE, L.P.**

a California limited partnership

By: CWS STONEGATE 02, L.P.,  
A California limited partnership  
Its: General Partner

By: CWSFG 02 – STONEGATE, LLC,  
a California limited liability company  
Its: General Partner

By: Steven J. Sherwood, as Trustee of The  
Steven Sherwood Trust, established  
September 8, 1994  
Its: Member


By:   
Steven J. Sherwood, Trustee

**CWS MARGATE – STONEGATE, L.P.**  
a California limited partnership

By: CWS STONEGATE 02, L.P.,  
A California limited partnership  
Its: General Partner

By: CWSFG 02 – STONEGATE, LLC,  
a California limited liability company  
Its: General Partner

By: Steven J. Sherwood, as Trustee of The  
Steven Sherwood Trust, established  
September 8, 1994  
Its: Member


By:   
Steven J. Sherwood, Trustee

**CWS WINTER – STONEGATE, L.P.**  
a California limited partnership

By: CWS STONEGATE 02, L.P.,  
A California limited partnership  
Its: General Partner

By: CWSFG 02 – STONEGATE, LLC,  
a California limited liability company  
Its: General Partner

By: Steven J. Sherwood, as Trustee of The  
Steven Sherwood Trust, established  
September 8, 1994  
Its: Member

By:   
Steven J. Sherwood, Trustee

**CWS FT. WORTH, L.P.**


a Delaware limited partnership

By: CWSFG 02 – STILLHOUSE, LLC,  
A Delaware limited liability company,  
A California limited partnership

Its: General Partner


By: Steven J. Sherwood, as Trustee of The  
Steven Sherwood Trust, established  
September 8, 1994

Its: Member

By:   
Steven J. Sherwood, Trustee

LESSEE:

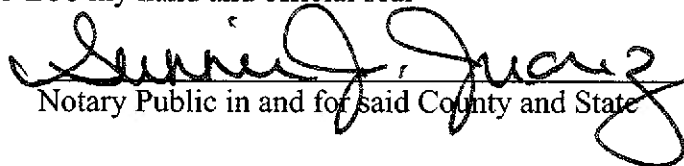
XTO ENERGY INC.

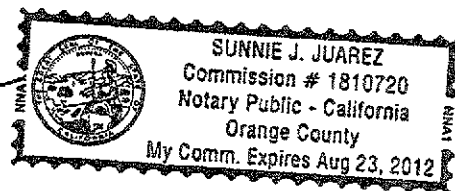
  
Edwin S. Ryan, Sr. Vice President – Land  
Administration

STATE OF CALIFORNIA  
COUNTY OF ORANGE

On this 21 day of MAY, 2010, before me, the undersigned, a Notary Public in and for said State, personally appeared Steven J. Sherwood, personally known to me to be the person whose name is subscribed to the within instrument and acknowledged that he executed the same in his authorized capacity and that by his signature on the instrument, the person, or the entity upon behalf of which the person acted, executed the same.

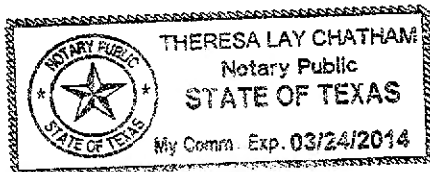
WITNESS my hand and official seal

  
Notary Public in and for said County and State



STATE OF TEXAS  
COUNTY OF TARRANT

This instrument was acknowledged before me on the 15<sup>th</sup> day of June, 2010, by Edwin S. Ryan, Sr. Vice President – Land Administration of XTO Energy Inc., a Delaware corporation, on behalf of said corporation.



Theresa Lay Chatham  
Notary Public, State of Texas